

**THURSDAY, MARCH 19, 1998**  
**SEVENTY-SIXTH LEGISLATIVE DAY**

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Representative Ridgeway.

Representative Ridgeway led the House in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The roll call was taken with the following results:

Present ..... 95

Representatives present were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

**EXCUSED**

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Turner(Hamilton); death in family

Representative Whitson; illness

Representative Walker(Rhea); personal reasons

**PERSONAL ORDERS**

**RULES SUSPENDED**

Rep. Head moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 623 out of order, which motion prevailed.

**House Joint Resolution No. 623** -- Memorials, Personal Occasion - Tom Vance, 70th Birthday. by "Head.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Head, with the request that all members voting aye be added as sponsors, the resolution was adopted by the following vote:

Ayes..... 93

Noes ..... 0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odum, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 93.

A motion to reconsider was tabled.

#### SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Joint Resolution No. 515:** Rep(s). Sands and Boner as prime sponsor(s).

**House Joint Resolution No. 581:** Rep(s). Sands as prime sponsor(s).

**House Joint Resolution No. 614:** Rep(s). Ridgeway as prime sponsor(s).

**House Bill No. 87:** Rep(s). Brooks as prime sponsor(s).

**House Bill No. 200:** Rep(s). Pruitt and Langster as prime sponsor(s).

**House Bill No. 2106:** Rep(s). West as prime sponsor(s).

**House Bill No. 2218:** Rep(s). Sargent and Bittle as prime sponsor(s).

**House Bill No. 2289:** Rep(s). Sargent, Kerr, Walker(Blount), Sharp, Boyer and Bittle as prime sponsor(s).

**House Bill No. 2389:** Rep(s). Langster as prime sponsor(s).

**House Bill No. 2394:** Rep(s). Fitzhugh and Maddox as prime sponsor(s).

**THURSDAY, MARCH 19, 1998 -- SEVENTY-SIXTH LEGISLATIVE DAY**

**House Bill No. 2423:** Rep(s). J. DeBerry, Naifeh, Kent, Cole(Carter), Boyer, Bittle, Sharp, Maddox, Tidwell, Wood, Stulce, Langster, Ford, Patton and U. Jones as prime sponsor(s).

**House Bill No. 2620:** Rep(s). McDaniel as prime sponsor(s).

**House Bill No. 2621:** Rep(s). Sands, Fraley and Rhinehart as prime sponsor(s).

**House Bill No. 2666:** Rep(s). Bone as prime sponsor(s).

**House Bill No. 2668:** Rep(s). Kernell as prime sponsor(s).

**House Bill No. 2752:** Rep(s). Brooks as prime sponsor(s).

**House Bill No. 2842:** Rep(s). West as prime sponsor(s).

**House Bill No. 2917:** Rep(s). Kent and Cole(Carter) as prime sponsor(s).

**House Bill No. 2920:** Rep(s). Walley as prime sponsor(s).

**House Bill No. 2934:** Rep(s). Head, Kisber, McMillan and Robinson as prime sponsor(s).

**House Bill No. 2949:** Rep(s). Davis and Huskey as prime sponsor(s).

**House Bill No. 2952:** Rep(s). Bird as prime sponsor(s).

**House Bill No. 3024:** Rep(s). Brooks and Langster as prime sponsor(s).

**House Bill No. 3041:** Rep(s). Walley as prime sponsor(s).

**House Bill No. 3085:** Rep(s). Burchett, Stamps and Fraley as prime sponsor(s).

**House Bill No. 3242:** Rep(s). McAfee and Walley as prime sponsor(s).

**House Bill No. 3289:** Rep(s). Langster as prime sponsor(s).

**House Bill No. 3295:** Rep(s). Rinks and Walley as prime sponsor(s).

**House Bill No. 3352:** Rep(s). Bird, Brooks, Kernell, Turner(Shelby), Miller and U. Jones as prime sponsor(s).

**SPONSORS REMOVED**

On motion, Rep(s). Ridgeway was/were removed as sponsor(s) of **House Bill No. 1122**.

On motion, Rep(s). Burchett was/were removed as sponsor(s) of **House Bill No. 3357**.

**MESSAGE FROM THE SENATE**  
**March 19, 1998**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 3013; all passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**\*Senate Bill No. 3013** -- Taxes - Establishes new requirements and fees for non-attorney agent authorized to represent taxpayer in certain proceedings. Amends TCA Section 67-5-1514. by \*Henry.

**MESSAGE FROM THE SENATE**  
**March 19, 1998**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 572, 573, 576, 577, 582, 583, 584, 585, 586, 587, 588, 589, 591, 592, 594 and 595; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE**  
**March 19, 1998**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2454, 2850 and 3025; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE**  
**March 19, 1998**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2226, 2257, 2542, 2612, 2617 and 3284; also, Senate Joint Resolution(s) No(s). 506 and 508 for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE**  
**March 19, 1998**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 599; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.



**MESSAGE FROM THE SENATE**  
**March 19, 1998**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 540 and 541; all adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**Senate Joint Resolution No. 540** -- Memorials, Public Service - Bryan Dearing. by \*Haynes.

**Senate Joint Resolution No. 541** -- Memorials, Academic Achievement - David Latimer, recipient of Rhodes Scholarship. by \*Haynes.

**MESSAGE FROM THE SENATE**  
**March 19, 1998**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 621; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE**  
**March 19, 1998**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 509, 512, 513, 514, 515, 516 and 517; all adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**Senate Joint Resolution No. 509** -- Memorials, Sports - Memphis Amateur Hockey League High School Division. by \*Cohen, \*Kyle.

**Senate Joint Resolution No. 512** -- Memorials, Retirement - Daisy Hamlin, former Assistant Chief Clerk of the Senate. by \*Rochelle, \*Atchley, \*Burks, \*Carter, \*Clabough, \*Cohen, \*Cooper, \*Crowe, \*Crutchfield, \*Davis L., \*Dixon, \*Elsea, \*Ford J., \*Fowler, \*Gilbert, \*Graves, \*Harper, \*Haun, \*Haynes, \*Henry, \*Herron, \*Jordan, \*Koella, \*Kurita, \*Kyle, \*Leatherwood, \*McNally, \*Miller J., \*Person, \*Ramsey, \*Rochelle, \*Springer, \*Wilder, \*Williams, \*Womack.

**Senate Joint Resolution No. 513** -- Memorials, Academic Achievement - Susan Woodard, Valedictorian, Smith County High School. by \*Rochelle.

**Senate Joint Resolution No. 514** -- Memorials, Academic Achievement - Kyle Raymond Schroeder, Salutatorian, Smith County High School. by \*Rochelle.

**Senate Joint Resolution No. 515** -- Memorials, Personal Achievement - James Wilson Wilburn, II, National High School Jazz Ensemble. by \*Rochelle.

**THURSDAY, MARCH 19, 1998 -- SEVENTY-SIXTH LEGISLATIVE DAY**

**Senate Joint Resolution No. 516** -- Memorials, Professional Achievement - Herald Citizen, 95 years of service. by \*Burks.

**Senate Joint Resolution No. 517** -- Memorials, Interns - Robbin Walker. by \*Person

**INTRODUCTION OF RESOLUTIONS**

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

**\*House Joint Resolution No. 616** -- General Assembly, Statement of Intent or Position - Expresses support for locating Spallation Neutron Source at Oak Ridge National Laboratory. by \*Kent, \*Caldwell, \*Ferguson, \*Cross.

State & Local Government Committee

**\*House Joint Resolution No. 619** -- General Assembly, Directed Studies - Provides for study and analysis of funding and payments by TennCare program by comptroller of the treasury. by \*Hargrove.

Finance, Ways & Means Committee

**RESOLUTIONS**

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for March 23, 1998:

**House Resolution No. 178** -- Memorials, Professional Achievement - Phil George, President of TCW. by \*Naifeh, \*Hargrove, \*Rinks, \*DeBerry L, \*Bowers.

**House Joint Resolution No. 626** -- Memorials, Sports - Jennifer Wilson, TSSAA Class 4-A Miss Basketball. by \*Caldwell.

**SENATE JOINT RESOLUTIONS  
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for March 23, 1998:

**Senate Joint Resolution No. 509** -- Memorials, Sports - Memphis Amateur Hockey League High School Division. by \*Cohen, \*Kyle.

**Senate Joint Resolution No. 512** -- Memorials, Retirement - Daisy Hamlin, former Assistant Chief Clerk of the Senate. by \*Rochelle, \*Atchley, \*Burks, \*Carter, \*Clabough, \*Cohen, \*Cooper, \*Crowe, \*Crutchfield, \*Davis L, \*Dixon, \*Elsea, \*Ford J, \*Fowler, \*Gilbert, \*Graves, \*Harper, \*Haun, \*Haynes, \*Henry, \*Herron, \*Jordan, \*Koella, \*Kurita, \*Kyle, \*Leatherwood, \*McNally, \*Miller J, \*Person, \*Ramsey, \*Rochelle, \*Springer, \*Wilder, \*Williams, \*Womack.

## THURSDAY, MARCH 19, 1998 -- SEVENTY-SIXTH LEGISLATIVE DAY

**Senate Joint Resolution No. 513** -- Memorials, Academic Achievement - Susan Woodard, Valedictorian, Smith County High School. by \*Rochelle.

**Senate Joint Resolution No. 514** -- Memorials, Academic Achievement - Kyle Raymond Schroeder, Salutatorian, Smith County High School. by \*Rochelle.

**Senate Joint Resolution No. 515** -- Memorials, Personal Achievement - James Wilson Wilburn, II, National High School Jazz Ensemble. by \*Rochelle.

**Senate Joint Resolution No. 516** -- Memorials, Professional Achievement - Herald Citizen, 95 years of service. by \*Burks.

**Senate Joint Resolution No. 517** -- Memorials, Interns - Robbin Walker. by \*Person.

**Senate Joint Resolution No. 540** -- Memorials, Public Service - Bryan Dearing. by \*Haynes.

**Senate Joint Resolution No. 541** -- Memorials, Academic Achievement - David Latimer, recipient of Rhodes Scholarship. by \*Haynes.

### DELAYED BILLS REFERRED

Pursuant to **Rule No. 77**, having been prefiled for introduction, House Bill(s) No(s). 3395 and 3397, was/were referred to the Delayed Bills Committee.

**House Bill No. 3395** -- County Government - Authorizes Loudon County legislative body, upon adoption of a resolution by 2/3 vote, to pay members of board of jury commissioners not less than \$100 for each day spent in discharge of duties of board instead of \$50.00 as set by general law. Amends TCA Section 22-2-201. by \*Gunnels, \*Kerr.

**\*House Bill No. 3397** -- Insurance, Health, Accident - Requires health insurance plans to cover physician prescribed massage therapy Amends TCA. by \*DeBerry L.

### INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

**House Bill No. 3393** -- Roane County - Subject to local approval, enacts "Roane County Uniform Nepotism Policy Act.". by \*Ferguson.

**House Bill No. 3394** -- Fentress County - Increases size of county board of education to ten members, with two members being elected from each of five school districts; staggers terms so that one member from each district is elected at each regular August election Amends Chapter 251 of the Private Acts of 1972, as amended. by \*Windle.

**SENATE BILLS TRANSMITTED**

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

**\*Senate Bill No. 2101** -- Sunset Laws - Genetic advisory committee, June 30, 2006. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 5. by \*Springer.

**\*Senate Bill No. 2104** -- Sunset Laws - Interagency council on osteoporosis, June 30, 2006. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 1. by \*Springer.

**\*Senate Bill No. 2107** -- Sunset Laws - Traumatic brain injury advisory council, June 30, 2006. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 55. by \*Springer.

**\*Senate Bill No. 2111** -- Sunset Laws - Advisory committee for children's special services, June 30, 2006. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 12. by \*Springer.

**Senate Bill No. 2225** -- Administrative Procedure - Redefines "rule" to exclude statements concerning inmates of correctional or detention facility. Amends TCA Title 4, Chapter 5, Part 1. by \*Fowler, \*Atchley.

**\*Senate Bill No. 2796** -- Tennessee Housing Development Agency - Permits use of agency assets fund to support bond and loan programs of Tennessee Industrial Finance Corporation. Amends TCA Title 4, Chapter 17, Part 4. by \*Rochelle, \*Dixon.

**Senate Bill No. 2914** -- Memorials, Government Officials - Directs state coordinating council on domestic violence to promulgate regulations by 7/1/99, for batterers' intervention programs for perpetrators of domestic abuse and certify compliance with such regulations. Amends TCA Title 38, Chapter 12. by \*Graves, \*Harper.

**\*Senate Bill No. 3105** -- Driver Licenses - Prohibits department of safety from imposing reinstatement fee to first time applicant who is minor. Amends TCA Section 55-50-321. by \*Cooper.

**\*Senate Bill No. 3167** -- District Attorneys - Allows service credit for prior experience as district public defender or assistant district public defender for purpose of determining appropriate compensation level of assistant district attorney general. Amends TCA Title 8, Chapter 7, Part 2. by \*Davis L, \*Herron.

**Senate Bill No. 3304** -- Taxes, Sales - Redefines "industrial machinery" for purposes of sales and use tax. Amends TCA 67-6-102. by \*Atchley, \*Leatherwood, \*Cooper, \*Elsea, \*McNally, \*Crowe.

**HOUSE BILLS ON SECOND CONSIDERATION**

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

**House Bill No. 3390** -- Fairview -- Local Bill Held on House Desk

**House Bill No. 3391** -- Trenton -- Local Bill Held on House Desk

**House Bill No. 3392** -- Trenton -- Local Bill Held on House Desk

### REPORTS FROM STANDING COMMITTEES

The committees that met on **March 19, 1998**, reported the following:

#### COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **March 23, 1998**: House Bill(s) No(s). 2686, 2237, 2610, 2106, 2527, 3158, 2759, 3279 and 2660.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **March 23, 1998**: House Bill(s) No(s). 2920, 2837, 2679, 2394, 3176 and House Joint Resolution(s) No(s). 426.

#### CONSENT CALENDAR

**House Resolution No. 173** -- Memorials, Personal Occasion - Mr. and Mrs. Leonard M. Dunbar, 50th wedding anniversary. by \*Haley, \*Pleasant.

**House Resolution No. 174** -- Memorials, Recognition and Thanks - LeBonheur Children's Medical Center. by \*Brooks, \*DeBerry L, \*Langster, \*Pruitt, \*DeBerry J, \*Jones U (Shelby), \*Miller L, \*Cooper B, \*Armstrong, \*Turner (Shelby), \*Brown, \*Towns.

**House Resolution No. 175** -- Memorials, Public Service - Military retirees and Dr. R.Q. Venson VFW Post 11333. by \*Brooks, \*DeBerry L, \*Langster, \*Pruitt, \*DeBerry J, \*Jones U (Shelby), \*Miller L, \*Cooper B, \*Armstrong, \*Turner (Shelby), \*Brown, \*Towns.

**House Joint Resolution No. 611** -- Memorials, Professional Achievement - James Merle Crawley, Tennessee Association of Conservation Districts Distinguished Service Award. by \*Stulce, \*McAfee, \*Wood, \*Sharp, \*Brown.

**House Joint Resolution No. 612** -- Memorials, Heroism - Gregory A. Vandergriff, Bronze Star medal and Purple Heart recipient. by \*Stulce, \*McAfee, \*Wood, \*Sharp, \*Brown.

**House Joint Resolution No. 613** -- Memorials, Professional Achievement - Pat Baird, Hamblen County High School Teacher of the Year. by \*Ford S.

**House Joint Resolution No. 614** -- Memorials, Death - Henry Ragan. by \*Jackson.

**House Joint Resolution No. 615** -- Memorials, Personal Occasion - Nova Terry Phillips, 90th birthday. by \*Winningham.

**House Joint Resolution No. 617** -- Memorials, Professional Achievement - Meg Thornton. by \*McDonald.

**House Joint Resolution No. 618** -- Memorials, Death - Eulis G. Lambert. by \*Goins.

**House Joint Resolution No. 620** -- Memorials, Death - Fred Travis. by \*Scroggs, \*Wood, \*McAfee, \*Sharp, \*Brown, \*Stulce.

**House Joint Resolution No. 621** -- Memorials, Personal Occasion - Ralph and Mabel Thomas, 50th Wedding Anniversary. by \*Hood, \*Eckles.

**House Joint Resolution No. 622** -- Memorials, Congratulations. by \*Hood, \*Eckles.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.....	95
Noes .....	0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

## REGULAR CALENDAR

**House Bill No. 2423** -- State Employees - Authorizes long-term care benefit for state employees. Amends TCA Title 8, Chapter 27, Part 2. by \*Hargrove, \*Pleasant, \*Haley, \*Miller L, \*West, \*Davidson, \*Fitzhugh. (\*SB2404 by \*Womack)

Rep. Hargrove moved that **House Bill No. 2423** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	95
Noes .....	0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

**House Bill No. 2666** -- Anatomical Gifts - Authorizes special procedures and interstate reciprocal agreements concerning donation of vascular organs. Amends TCA Title 68, Chapter 30, Part 1. by \*Williams (Williamson). (\*SB2592 by \*Herron)

Further consideration of House Bill No. 2666 previously considered on March 2, 1998 and March 5, 1998 and reset to today's Calendar.

Rep. Williams moved that House Bill No(s). 2666 be reset for the Regular Calendar on April 2, 1998, which motion prevailed.

**House Bill No. 1085** -- Taxes - Exempts "monuments of the deceased" rather than "monuments of the dead" from taxation. Amends TCA Title 67. by \*Scroggs. (\*SB1103 by \*Rochelle)

Further consideration of House Bill No. 1085 previously considered on March 9, 1998 and reset to today's Calendar.

Rep. Scroggs moved that House Bill No(s). 1085 be reset for the Regular Calendar on March 26, 1998, which motion prevailed.

**House Bill No. 2934** -- Alcoholic Beverage Commission - Authorizes commission to promulgate rules governing transportation and service of alcoholic beverages for educational seminars. Amends TCA Section 57-1-211; Section 57-1-209; Section 57-3-402 and Section 57-3-404. by \*Rhinehart. (\*SB3070 by \*Cohen)

Rep. Rhinehart moved that House Bill No. 2934 be passed on third and final consideration.

Rep. Jones U. (Shelby) moved adoption of State and Local Government Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 2934 by deleting Section 4 in its entirety and by redesignating subsequent sections accordingly.

On motion, Amendment No. 1 was adopted.

Rep. Jones U. (Shelby) moved adoption of State and Local Government Committee Amendment No. 2 as follows:

**Amendment No. 2**

AMEND House Bill No. 2934 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 57-1-211, is amended by deleting subsection (c) in its entirety and by substituting instead the following language:

(c) The signs required by this section shall be composed of black, capital letters printed on white laminated paper at a minimum weight of one hundred ten pound (110 lb.) index. The letters comprising the word "WARNING" shall be highlighted black lettering and such word shall be larger than all other lettering on the sign. The size of the sign shall be approximately 13" x 9-1/2".

On motion, Amendment No. 2 was adopted.

Rep. Rhinehart moved that **House Bill No. 2934**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	58
Noes .....	27
Present and not voting .....	4

Representatives voting aye were: Armstrong, Arriola, Bittle, Bowers, Boyer, Brooks, Brown, Burchett, Chumney, Cole (Carter), Cole (Dyer), Curtiss, Davidson, DeBerry J., DeBerry L., Eckles, Fowlkes, Fraley, Garrett, Givens, Halteman-Harwell, Hargrove, Hassell, Head, Jackson, Jones S., Jones U., Kent, Kernell, Kisber, Langster, McAfee, McDaniel, McKee, McMillan, Miller, Newton, Odum, Patton, Phelan, Phillips, Pruitt, Rhinehart, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Westmoreland, Williams, Mr. Speaker Naifeh -- 58.

Representatives voting no were: Beavers, Buck, Caldwell, Cross, Dunn, Ferguson, Fitzhugh, Ford, Godsey, Goins, Haley, Hood, Kerr, Lewis, Maddox, McDonald, Mumpower, Pinion, Pleasant, Ridgeway, Sharp, Walker (Blount), Walley, White, Windle, Winningham, Wood -- 27.

Representatives present and not voting were: Bird, Bone, Hargett, West -- 4.



A motion to reconsider was tabled.

**\*House Bill No. 2339** -- Tennessee Wildlife Resources Agency - Expands director's authority to buy hardwood forests known as "Koppers Properties in Scott and Campbell counties to include land adjacent to those properties. Amends TCA Section 11-14-401(c). by \*Cross, \*Huskey, \*McAfee, \*Bittle, \*Roach, \*Kernell, \*Stulce, \*Ridgeway, \*Clabough (H), \*Curtiss, \*Tidwell, \*Davis R, \*Brown, \*Odom, \*Scroggs, \*Godsey, \*Winningham, \*Turner (Hamilton). (SB2517 by \*McNally)

Rep. Cross moved that House Bill No. 2339 be passed on third and final consideration.

Rep. Kisber moved adoption of Finance, Ways and Means Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 2339 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section \_\_\_\_\_. The provisions of this act shall only authorize the director of the wildlife resources agency to make expenditures from the 1986 wetland acquisition fund in an amount not to exceed five hundred thousand dollars (\$500,000) to purchase property authorized to be purchased by the provisions of this act. If appraisal costs and acquisition charges and costs or both require expenditures in excess of five hundred thousand dollars (\$500,000), with approval of the state building commission, such charges and costs may also be paid from the 1986 wetland acquisition fund.

On motion, Amendment No. 1 was adopted.

Rep. Cross moved that **House Bill No. 2339**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes..... 95  
Noes ..... 0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Cole (Carter), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

**House Bill No. 3213** -- Tennessee Wildlife Resources Agency - Authorizes director to make expenditures from wetlands acquisition fund to purchase "three sisters tract"/"Cameron, Trash and Orr tract" in Blount and Sevier counties. Amends TCA Section 11-14-401. by \*Cross, \*Walker (Blount). (\*SB3195 by \*Clabough)

Rep. Cross moved that House Bill No. 3213 be passed on third and final consideration.

Rep. Kisber moved adoption of Finance, Ways and Means Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 3213 By adding the following new language between the first and second sentences in the amendatory subsection (e) in Section 1:

Such expenditures shall not exceed the sum of two million dollars (\$2,000,000); provided, however, that if acquisition charges and costs or appraisal costs or both require expenditures in excess of two million dollars (\$2,000,000), with approval of the state building commission, such charges and costs may be paid from the 1986 wetland acquisition fund.

Rep. Cross moved that House Bill No(s). 3213 be reset for the Regular Calendar on April 2, 1998, which motion prevailed.

**House Bill No. 2917** -- Taxes, Gasoline, Petroleum Products - Exempts from gasoline tax gasoline used in manufacture of pre-mixed two-cycle engine fuel. Amends TCA Title 67, Chapter 3, Part 15 and Section 67-6-329. by \*Kisber. (\*SB2498 by \*Henry)

On motion, House Bill No. 2917 was made to conform with **Senate Bill No. 2498**; the Senate Bill was substituted for the House Bill.

Rep. Kisber moved that **Senate Bill No. 2498** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes..... 94  
Noes ..... 0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

**House Bill No. 3357** -- Custody and Support - Revises child custody provisions to provide for specific attention to certain holidays. Amends TCA Title 36, Chapter 6. by \*Miller L, \*Armstrong, \*Bowers, \*Burchett, \*DeBerry J. (\*SB3065 by \*Ford J)

Rep. Miller moved that House Bill No. 3357 be passed on third and final consideration.

Rep. Chumney moved adoption of Children & Family Affairs Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 3357 by deleting Section 1 and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 36-6-301, is amended by inserting the following language immediately after the first sentence:

In granting any such rights of visitation, the court shall designate in which parent's home each minor child shall reside on given days of the year, including provisions for holidays, birthdays of family members, vacations and other special occasions.

On motion, Amendment No. 1 was adopted.

Rep. Miller moved that **House Bill No. 3357**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes..... 95  
Noes ..... 0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winingham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

**House Bill No. 3167** -- Sentencing - Allows district attorney general to appeal defendant's sentence on basis of court's failure to order fines or restitution to be paid. Amends TCA Title 40, Chapter 35. by \*Fitzhugh, \*Buck, \*Scroggs, \*Jackson, \*McDonald. (\*SB2945 by \*Burks, \*Davis L)

Rep. Fitzhugh moved that **House Bill No. 3167** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	92
Noes .....	0
Present and not voting .....	1

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fraley, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 92.

Representatives present and not voting were: Turner (Shelby) -- 1.

A motion to reconsider was tabled.

**House Bill No. 2741** -- Surveyors - Exempts surveyors and engineers who are 65 or over from continuing education requirements. Amends TCA Title 62. by \*Rinks. (\*SB2728 by \*Cooper)

Rep. Rinks moved that House Bill No. 2741 be passed on third and final consideration.

Rep. Rhinehart moved adoption of Commerce Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 2741 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 62-18-106(e), is amended by deleting such subsection in its entirety and by substituting instead the following:

(e) Any continuing education requirements established pursuant to this chapter shall provide that persons practicing land surveying who were born prior to January 1, 1926, shall be exempt from complying with continuing education standards and requirements.

SECTION 2. Tennessee Code Annotated, Title 62, Chapter 2, Part 4, is amended by adding a new section thereto, as follows:

Section \_\_\_\_ Any continuing education requirements established pursuant to this chapter shall provide that engineers who were born prior to January 1, 1926, shall be exempt from complying with continuing education standards and requirements.

SECTION 3. This act shall take effect July 1, 1998, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Rep. McKee moved the previous question, which motion prevailed.

Rep. Rinks moved that **House Bill No. 2741**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	87
Noes .....	5
Present and not voting .....	1

Representatives voting aye were: Armstrong, Arriola, Bird, Bittle, Bone, Bowers, Brooks, Brown, Buck, Burchett, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, DeBerry J., DeBerry L., Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 87.

Representatives voting no were: Beavers, Boyer, Caldwell, Dunn, Eckles -- 5.

Representatives present and not voting were: Boner -- 1.

A motion to reconsider was tabled.

**\*House Bill No. 3085** -- Accountants - Enacts "Tennessee Accountancy Act of 1998." Amends TCA Title 62, Chapter 1. by \*Rinks, \*Haley, \*Pleasant. (SB3248 by \*Atchley, \*Carter, \*Fowler, \*Crowe, \*McNally, \*Kyle)

On motion, House Bill No. 3085 was made to conform with **Senate Bill No. 3248**; the Senate Bill was substituted for the House Bill.

Rep. Rinks moved that Senate Bill No. 3248 be passed on third and final consideration.

On motion, Rep. Rhinehart withdrew Commerce Committee Amendment No. 1.

Rep. Ridgeway moved the previous question, which motion prevailed.

Rep. Rinks moved that **Senate Bill No. 3248** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	90
Noes .....	0
Present and not voting .....	4

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Buck, Burchett, Caldwell, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Huskey, Jackson, Jones S., Jones U., Kent, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 90.

Representatives present and not voting were: Brooks, Chumney, Hood, Kernell -- 4.

A motion to reconsider was tabled.

**\*House Bill No. 3187** -- Public Property - Allows state, city or county officers or employees to purchase confiscated property at public auction unless directly or indirectly involved in confiscation; allows similar purchases of county property at public auction by county officers and employees, and purchases of municipal property by municipal officers and employees. Amends TCA Title 5, Chapter 1, Part 1; Title 6, Chapter 54, Part 1 and Title 12, Chapter 2. by \*Givens. (SB3260 by \*Haun)

Rep. Givens moved that House Bill No. 3187 be passed on third and final consideration.

Rep. Jones U. (Shelby) moved adoption of State and Local Government Committee Amendment No. 1 as follows:

#### **Amendment No. 1**

AMEND House Bill No. 3187 by inserting the following language at the end of subsection (b) of Section 1:

It is further declared unlawful for officers and employees designated by the department of general services, in accordance with applicable regulations of the board, to buy or offer to buy any of the property to be sold hereunder.

On motion, Amendment No. 1 was adopted.

Rep. Givens moved that **House Bill No. 3187**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	91
Noes .....	0
Present and not voting .....	4

Representatives voting aye were: Armstrong, Arriola, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 91.

Representatives present and not voting were: Beavers, Haley, Jackson, Sands -- 4.

A motion to reconsider was tabled.

**House Bill No. 3368** -- Driver Licenses - Prohibits department of safety from imposing reinstatement fee to first time applicant who is minor. Amends TCA Section 55-50-321. by \*Fraley. (\*SB3105 by \*Cooper)

On motion, House Bill No. 3368 was made to conform with **Senate Bill No. 3105**; the Senate Bill was substituted for the House Bill.

Rep. Fraley moved that Senate Bill No. 3105 be passed on third and final consideration.

On motion, Rep. Robinson withdrew Transportation Committee Amendment No. 1.

Rep. Maddox moved the previous question, which motion prevailed.

Rep. Fraley moved that **Senate Bill No. 3105** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	95
Noes .....	0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

**House Bill No. 3001** -- Aged Persons - Redefines "home for the aged" to delete references to institutional and residential home for the aged to conform language in TCA to those institutions or facilities department of health is empowered to license; clarifies definition of "home for the aged resident." Amends TCA Section 68-11-201. by \*Eckles. (\*SB2409 by \*Henry)

Rep. Eckles moved that House Bill No. 3001 be passed on third and final consideration.

Rep. Armstrong moved adoption of Health and Human Resources Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 3001 by deleting the amendatory language of Section 2 in its entirety and by substituting instead the following language:

(14) "Home for the aged resident" means a person who is ambulatory and who requires permanent, domiciliary care but will be transferred to a licensed hospital, a licensed assisted living facility, or a licensed nursing home when health care services are needed which must be provided in such other facilities.

AND FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section \_\_\_\_\_. Tennessee Code Annotated, Section 68-11-201 (13)(A), is amended by inserting the word "primarily" between the words "accepts" and "aged" in the first sentence.

On motion, Amendment No. 1 was adopted.

Rep. Armstrong moved adoption of Health and Human Resources Committee Amendment No. 2 as follows:

**Amendment No. 2**

AMEND House Bill No. 3001 In Section 1 by inserting the language "the first sentence of" between the language "deleting" and "subdivision".

On motion, Amendment No. 2 was adopted.

Rep. Eckles moved that **House Bill No. 3001**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	95
Noes .....	0



Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

**House Bill No. 2998** -- Taxes - Establishes new requirements and fees for non-attorney agent authorized to represent taxpayer in certain proceedings. Amends TCA Section 67-5-1514. by \*White. (\*SB3013 by \*Henry)

On motion, House Bill No. 2998 was made to conform with **Senate Bill No. 3013**; the Senate Bill was substituted for the House Bill.

Rep. White moved that Senate Bill No. 3013 be passed on third and final consideration.

On motion, Rep. U. Jones withdrew State & Local Government Committee Amendment No. 1.

Rep. White moved that **Senate Bill No. 3013** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	95
Noes .....	0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

**\*House Bill No. 2091** -- Taxes, Sales - Extends sales tax exemption to motor vehicles purchased by military personnel stationed at Arnold Engineering Development Center. Amends TCA Section 67-6-303. by \*Lewis. (SB2178 by \*Burks)

On motion, House Bill No. 2091 was made to conform with **Senate Bill No. 2178**; the Senate Bill was substituted for the House Bill.

Rep. Lewis moved that **Senate Bill No. 2178** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	91
Noes .....	2
Present and not voting .....	3

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 91.

Representatives voting no were: Caldwell, Tidwell -- 2.

Representatives present and not voting were: Jackson, Maddox, Tindell -- 3.

A motion to reconsider was tabled.

**House Bill No. 3096** -- General Assembly - Revises time schedule that TennCare oversight committee must follow in reviewing legislation from four weeks after introduction to four weeks after receipt by committee. Amends TCA Section 3-15-508. by \*Bowers. (\*SB3187 by \*Dixon)

Rep. Bowers moved that House Bill No. 3096 be passed on third and final consideration.

Rep. Jones U. (Shelby) moved adoption of State and Local Government Committee Amendment No. 1 as follows:

#### **Amendment No. 1**

AMEND House Bill No. 3096 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section \_\_\_\_\_. Tennessee Code Annotated, Section 3-15-508, is amended by adding the following as a new subsection to be appropriately designated:

( ) Before the commissioner of health may submit a request for an amendment to the waiver or a renewal of the waiver for the TennCare program to the United States department of health and human services, the commissioner shall transmit such proposed amendment to the committee for comment at least thirty (30) days prior to submission of the waiver to the department of health and human services. No such amendment or renewal request may be submitted or take effect unless the committee has been afforded the opportunity to comment. Since such amendment or renewal requests are legally enforceable when they take effect, the committee shall review such amendments or renewal requests in the same manner as proposed legislation, subject to the thirty (30) day period required by this subsection.

Rep. Bowers moved to amend as follows:

**Amendment No. 1 to Amendment No. 1**

AMEND House Bill No. 3096 by deleting the directory language and the language "Section \_\_\_\_," from House State & Local Government Committee Amendment NO. 1, and by substituting instead the following language:

by deleting Section 1 in its entirety from the printed bill and by substituting instead the following:

**Section 1.**

On motion, Amendment No. 1 to Amendment No. 1 was adopted.

Rep. Rhinehart moved the previous question on Amendment No. 1, as amended , which motion prevailed.

On motion, Amendment No. 1, as amended, was adopted.

Rep. Bowers moved that **House Bill No. 3096**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	84
Noes.....	3
Present and not voting .....	2

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, DeBerry J., DeBerry L., Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Givens, Godsey, Goins, Gunnels, Halteman-Harwell, Hargrove, Hassell, Head, Hicks, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Rhinehart, Ridgeway, Rinks, Ritchie, Robinson, Sands, Scroggs, Sharp, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 84.

Representatives voting no were: Dunn, Haley, Hargett -- 3.

Representatives present and not voting were: Pleasant, Stamps -- 2.

A motion to reconsider was tabled.

**House Bill No. 3067** -- Aged Persons - Enacts "Tennessee All Inclusive Care for the Elderly Act of 1998." Amends TCA Title 56, Chapter 32 and 7. by \*McAfee, \*Wood. (\*SB3066 by \*Crutchfield)

Rep. McAfee moved that House Bill No. 3067 be passed on third and final consideration.

Rep. Rhinehart moved adoption of Commerce Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 3067 by deleting Section 2, 3, and 4 and substituting instead the following language:

SECTION 2. The provisions of Title 56 to the contrary notwithstanding, a Program for All-Inclusive Care for the Elderly ("PACE") project that is sponsored by a religious or charitable organization that is itself or is controlled by a person that is organized under Section 501(c)(3) of the Internal Revenue Code, and which has had its application for the operation of a PACE program approved by the Health Care Financing Administration of the United States Department of Health and Human Services ("HHS"), and is operating under such approval, shall not be deemed to be engaged in any business required to be licensed pursuant to Title 56. This exemption applies only to business conducted pursuant to the approved PACE contract, and not to any other business that such organization may conduct that may be subject to the provisions of Title 56.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Rep. McAfee moved that House Bill No(s). 3067 be reset for the Regular Calendar on March 23, 1998, which motion prevailed.

**\*House Bill No. 2218** -- Surplus Property - Requires proceeds from lease of surplus state property for communications relay apparatus or antennae sites to be earmarked for state park facilities maintenance. Amends TCA 12-2-112. by \*McAfee, \*McDaniel. (SB2233 by \*McNally, \*Atchley)

Rep. McAfee moved that House Bill No. 2218 be passed on third and final consideration.

Rep. Jones U. (Shelby) moved adoption of State and Local Government Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 2218 by deleting in its entirety all the language following the enacting clause, and by substituting instead the following language:

SECTION 1. Tennessee Code Annotated 12-2-112(a) is amended by adding the following language as a new subsection:

( ) Notwithstanding any provision to the contrary, any funds collected from the lease of surplus state real property for communications relay apparatus or antennae sites that would otherwise be paid into the general fund of the state pursuant to subsection (a)(7) shall be specifically earmarked for maintenance of state park facilities, including furniture, fixtures and equipment. Any such funds that are unencumbered or unexpended at the end of any fiscal year shall not revert to the state" general fund, but shall be carried forward until expended for the purposes stated in this section.

SECTION 2. This act shall take effect upon becoming law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Rep. McAfee moved that **House Bill No. 2218**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 95  
Noes ..... 0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Burchett, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

**\*House Bill No. 2289** -- Solid Waste Disposal - Authorizes municipality to exercise power of eminent domain to establish landfill outside corporate boundaries only if governing body of area where landfill to be located approves action by 2/3 vote at two consecutive, regularly scheduled meetings. Amends TCA Title 68, Chapter 211, Part 1 and Part 9. by \*Stulce, \*Lewis, \*Walker (Rhea), \*Wood, \*McAfee, \*Haley, \*Pleasant. (SB2425 by \*Crutchfield)

Rep. Stulce moved that **House Bill No. 2289** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	92
Noes .....	0
Present and not voting .....	1

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Buck, Burchett, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 92.

Representatives present and not voting were: Brooks -- 1.

A motion to reconsider was tabled.

**House Bill No. 2952** -- Criminal Offenses - Expands offense of false reporting to include false statements made by person in response to inquiry of law enforcement officer as well as false statements initiated by such person. Amends TCA Section 39-16-502. by \*Westmoreland. (\*SB2188 by \*Ramsey)

On motion, House Bill No. 2952 was made to conform with **Senate Bill No. 2188**; the Senate Bill was substituted for the House Bill.

Rep. Westmoreland moved that **Senate Bill No. 2188** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	92
Noes .....	3
Present and not voting .....	1

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brown, Buck, Burchett, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Towns, Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 92.

Representatives voting no were: Brooks, Cooper, Turner (Shelby) -- 3.

Representatives present and not voting were: Jones U. -- 1.

A motion to reconsider was tabled.

### MESSAGE CALENDAR

### MOTION TO RECONSIDER

Rep. Kisber moved to lift from the table the motion to reconsider Senate Bill No. 43, which motion prevailed.

**\*Senate Bill No. 43** -- Capitol - Requires state capitol commission to develop and implement policy on additions and improvements to Bicentennial Mall. Amends TCA Title 4, Chapter 8. by \*Henry. (HB200 by \*Kisber, \*Pruitt, \*Langster)

Rep. Kisber moved to reconsider action in passing Senate Bill No. 43, which motion prevailed.

On motion, the House reconsidered its action in adopting Amendment No. 3. On motion Amendment No. 3 was withdrawn.

Rep. Kisber moved that **Senate Bill No. 43** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	95
Noes .....	0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

### UNFINISHED BUSINESS

### BILLS WITHDRAWN

On motion of Rep. Sharp, **House Bill No. 422** was withdrawn from the House.

**ENGROSSED BILLS**  
**March 19, 1998**

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 621.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**ENGROSSED BILLS**  
**March 19, 1998**

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 2218, 2289, 2339, 2423, 2741, 2934, 3001, 3096, 3167, 3187 and 3357, also, House Joint Resolution(s) No(s). 611, 612, 613, 614, 615, 617, 618, 620, 622 and 623.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**  
**March 19, 1998**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2102, 2105, 2109, 2167, 2415, 2552 and 2560; all passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**\*Senate Bill No. 2102** -- Sunset Laws - Epilepsy advisory committee, June 30, 2006. Amends TCA Title 4, Chapter 29 and Title 69, Chapter 49. by \*Springer.

**\*Senate Bill No. 2105** -- Sunset Laws - Public health council, June 30, 2005. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 1. by \*Springer.

**\*Senate Bill No. 2109** -- Sunset Laws - Perinatal advisory committee, June 30, 2006. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 1. by \*Springer.

**\*Senate Bill No. 2167** -- Victims Rights - Enacts "Victim and Citizen Criminal Apprehension and Protection Act of 1998." Amends TCA Title 39, Chapter 11, Part 6. by \*Cohen, \*Carter, \*Gilbert, \*Crowe, \*Person, \*Ramsey, \*Springer, \*Williams, \*Haun, \*Elsea.

**\*Senate Bill No. 2415** -- Criminal Offenses - Enacts "Tennessee Identity Theft and Assumption Deterrence Act of 1998"; creates offense of identity theft and assumption, punishable as Class A misdemeanor. Amends TCA Section 39-16-302. by \*McNally.

**\*Senate Bill No. 2552** -- Appeal and Review - Removes option for filing judicial appeal of state board of equalization decisions in Davidson County; requires appeal in county where assessment was made. Amends TCA Section 67-5-1511(b). by \*Crowe.

**\*Senate Bill No. 2560** -- Tennessee Higher Education Commission - Revises terminology describing regulated postsecondary educational institutions. Amends TCA Title 49, Chapter 7, Part 20. by \*Womack.



**REPORT OF CHIEF ENGROSSING CLERK**  
**March 19, 1998**

The following bill(s) was/were transmitted to the Governor for his action: House Bill(s) No(s). 2398, 2469, 2609 and 2685; also, House Joint Resolution(s) No(s). 561, 564, 569 and 570.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**ENROLLED BILLS**  
**March 19, 1998**

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 572, 573, 576, 577, 582, 583, 584, 585, 586, 587, 588, 589, 591, 592, 594, 595, 599 and 621; also, House Resolution(s) No(s). 173, 174 and 175.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED**  
**March 19, 1998**

The Speaker signed the following: House Joint Resolution(s) No(s). 572, 573, 576, 577, 582, 583, 584, 585, 586, 587, 588, 589, 591, 592, 594, 595, 599 and 621; also, House Resolution(s) No(s). 173, 174 and 175.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**ENROLLED BILLS**  
**March 19, 1998**

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bills(s) No(s). 390, 1740, 2613, 2943, 3017, 3372, 3382, 3383, 3384, 3385 and 3388.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED**  
**March 19, 1998**

The Speaker signed the following: House Bill(s) No(s). 390, 1740, 2613, 2943, 3017, 3372, 3382, 3383, 3384, 3385 and 3388.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE GOVERNOR**  
**March 19, 1998**

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 2121, 2707, 2937, 2962, 3173 and 3369, also, House Joint Resolution(s) No(s). 561, 564, 569 and 570; with his approval.

COURTNEY PEARRE, Counsel to the Governor.

**SIGNED**  
**March 19, 1998**

The Speaker signed the following: Senate Bill(s) No(s). 1662, 2064, 2211, 2224, 2255, 2595, 2601, 3015, 3016, 3019, 3085 and 3139; also, Senate Joint Resolution(s) No(s). 499, 504, 510 and 511.

**SIGNED**  
**March 19, 1998**

The Speaker signed the following: Senate Bill(s) No(s). 2226, 2257, 2542, 2612, 2617 and 3284; also, Senate Joint Resolution(s) No(s). 506 and 508.

**CONSENT CALENDAR**  
**March 19, 1998**

The following local bills have been placed on the Consent Calendar for **March 23, 1998**: House Bill(s) No(s). 3389, 3391 and 3392.

**ROLL CALL**

The roll call was taken with the following results:

Present ..... 93

Representatives present were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Shelby), Walker (Blount), Walley, West, Westmoreland, White, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 93.

**RECESS MOTION**

On motion of Rep. Hargrove, the House recessed until 5:00 p.m., Monday, March 23, 1998.